

AMENDMENT NO. _____

Signature of Sponsor

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

AMEND Senate Bill No. 1629*

House Bill No. 1598

by deleting all of the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-224(a), is amended by deleting item (22) in its entirety.

SECTION 2. (a) Notwithstanding the provisions of Tennessee Code Annotated, Section 4-29-112, or any other law to the contrary, the Tennessee Elk River Development Agency, created by Section 64-1-301 shall terminate and shall cease all activities on the effective date of this act.

(b) All powers, duties and functions of the agency are hereby transferred to the department of environment and conservation.

SECTION 3. All funds allotted to and held by the Tennessee Elk River Development Agency shall be distributed as follows:

(1) All contractual obligations and cooperative agreements with the Tennessee Valley Authority shall be satisfied; and

(2) Any remaining funds of the agency shall be distributed as equal shares to the counties which are part of the Elk River watershed, as follows:

- (A) Coffee county;
- (B) Franklin county;
- (C) Giles county;
- (D) Grundy county;
- (E) Lawrence county;

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(F) Lincoln county;

(G) Marshall county; and

(H) Moore county.

Such funds shall be distributed to the counties as follows:

(A) In Franklin county, a sum sufficient, not to exceed thirty thousand dollars (\$30,000), shall be allotted to construct a building for the volunteer fire department in the community of Broadview. The remaining funds distributed to Franklin county shall be allotted solely for capital projects for educational purposes;

(B) In Grundy county, all funds shall be allotted solely for new capital projects for educational purposes. No funds received as a result of this act shall be used for repairs or renovations of existing structures;

(C) In Coffee county, all funds shall be allotted to the nonprofit education foundation program in such county which has received a determination of exemption under § 26 U.S.C. 501(c)(3) of the Internal Revenue Code and which is filed with the secretary of state;

(D) In Moore county, fifty percent (50%) of the funds shall be allotted to the Moore County Commission to be used solely for educational purposes for grades K-12, and fifty percent (50%) of the funds shall be allotted to Motlow State Community College to be used solely for such college's nursing program;

(E) In Giles county, fifty percent (50%) of the funds shall be allotted to the nonprofit education foundation program in such county which has received a

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determination of exemption under § 26 U.S.C. 501(c)(3) of the Internal Revenue Code and which is filed with the secretary of state, and fifty percent (50%) of the funds shall be allotted to the industrial development board in Giles county which is chartered by the state of Tennessee.

(F) In Lincoln county, all funds shall be allotted to the Fayetteville/Lincoln county development board.

(G) In Marshall county, all funds shall be allotted solely to the Marshall Education and Communication Center Project in Marshall county; and

(H) In Lawrence county, fifty percent (50%) of the funds shall be allotted to the nonprofit education foundation program in such county which has received a determination of exemption under § 26 U.S.C. 501(c)(3) of the Internal Revenue Code and which is filed with the secretary of state, and fifty percent (50%) of the funds shall be allotted to the industrial development board in Lawrence county which is chartered by the state of Tennessee. If no such industrial development board exists, then fifty percent (50%) of the funds shall be allotted to the county's legislative body to be appropriated by such body solely for capital projects to enhance economic development in Lawrence county.

SECTION 4. All interests in real property and in water rights held by the Tennessee Elk River Development Agency shall be transferred to the department of environment and conservation. If the department of environment and conservation sells or leases any parcel of

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land or any other property transferred from the Tennessee Elk River development agency, the proceeds of such sales or leases shall be distributed as follows:

- (1) Fifty percent (50%) shall be distributed to the Local Park Land Acquisition Fund; and
- (2) Fifty percent (50%) shall be distributed equally among the counties described in

Section 3 of this act.

SECTION 5. The general assembly hereby urges the department of environment and conservation to not charge boat dock fees, enhancement fees or development fees as a charge to access to Tims Ford Lake or for the purpose of shoreline improvements as set forth in Tennessee Code Annotated, Section 64-1-303(1)(F).

SECTION 6. The general assembly urges the department to dispose of all remaining properties belonging to the Tennessee Elk River development agency as expeditiously as practicable.

SECTION 7. The Tennessee code commission is hereby directed to make any and all necessary changes to Tennessee Code Annotated to reflect the provisions of this act.

SECTION 8. This act shall take effect upon becoming a law, the public welfare requiring it.

**House Commerce
Committee Amendment**

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